

Senate Amendment 3409

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1 1 Amend the Senate amendment, H=1616, to House File
1 2 683, as amended, passed, and reprinted by the House,
1 3 as follows:
1 4 #1. Page 3, by inserting after line 8 the
1 5 following:
1 6 <DEPARTMENT OF HUMAN SERVICES
1 7 Sec. _____. COUNTY HOSPITALS. There is appropriated
1 8 from the general fund of the state to the department
1 9 of human services for the fiscal year beginning July
1 10 1, 2003, and ending June 30, 2004, the following
1 11 amount, or so much thereof as is necessary, for the
1 12 purpose designated:
1 13 For support of mental health care services provided
1 14 to persons who are elderly or poor by county hospitals
1 15 in counties having a population of two hundred twenty=
1 16 five thousand or more:
1 17 \$ 312,000>
1 18 #2. Page 3, by inserting before line 9 the
1 19 following:
1 20 <Sec. _____. 2003 Iowa Acts, House File 667, section
1 21 13, subsection 2, is amended to read as follows:
1 22 2. The department may either continue or reprocur
1 23 the contract existing on June 30, 2003, with the
1 24 department's fiscal agent. If the department
1 25 initiates reprocurement of the contract, of the amount
1 26 appropriated in this Act for the medical assistance
1 27 program, up to \$500,000 may be used to begin the
1 28 implementation process.>
1 29 #3. Page 6, by inserting after line 7 the
1 30 following:
1 31 <Sec. _____. Section 7J.1, subsection 1, as enacted
1 32 by 2003 Iowa Acts, Senate File 453, section 32, and
1 33 amended by 2003 Iowa Acts, Senate File 458, section
1 34 85, is amended to read as follows:
1 35 1. DESIGNATION OF CHARTER AGENCIES == PURPOSE.
1 36 The governor may, by executive order, designate state
1 37 departments or agencies, as described in section 7E.5,
1 38 or the Iowa lottery authority established in chapter
1 39 99G, other than the department of administrative
1 40 services, if the department is established in law, or
1 41 the department of management, as a charter agency by
1 42 July 1, 2003. The designation of a charter agency
1 43 shall be for a period of five years which shall
1 44 terminate as of June 30, 2008. The purpose of
1 45 designating a charter agency is to grant the agency
1 46 additional authority as provided by this chapter while
1 47 reducing the total appropriations to the agency.>
1 48 #4. Page 9, by inserting after line 35 the
1 49 following:
1 50 <Sec. _____. Section 422E.3A, subsection 3,
2 1 paragraph a, as enacted by 2003 Iowa Acts, Senate File
2 2 445, is amended to read as follows:
2 3 a. The director of revenue and finance by June 1
2 4 preceding each fiscal year shall compute the
2 5 guaranteed school infrastructure amount for each
2 6 school district, each school district's sales tax
2 7 capacity per student for each county, ~~the statewide~~
2 8 ~~tax revenues per student,~~ and the supplemental school
2 9 infrastructure amount for the coming fiscal year.
2 10 Sec. _____. Section 422E.3A, subsection 3, paragraph
2 11 b, subparagraph (3), as enacted by 2003 Iowa Acts,
2 12 Senate File 445, is amended by striking the
2 13 subparagraph and inserting in lieu thereof the
2 14 following:
2 15 (3) "Statewide tax revenues per student" means
2 16 five hundred seventy-five dollars per student. The
2 17 general assembly shall review this amount annually to
2 18 determine its appropriateness.
2 19 Sec. _____. Section 422E.3A, subsection 5, as
2 20 enacted by 2003 Iowa Acts, Senate File 445, is amended
2 21 to read as follows:

2 22 5. In the case of a deficiency in the fund to pay
2 23 the supplemental school infrastructure amounts in
2 24 full, the amount available in the fund less the sales
2 25 and services tax revenues for school infrastructure
2 26 purposes attributed to each school district should be
2 27 allocated ~~based on the proportion of actual enrollment~~
~~2 28 in the district to the combined actual enrollment in~~
~~2 29 the counties where the sales and services tax for~~
~~2 30 school infrastructure purposes has been imposed and~~
~~2 31 the school districts in the counties qualify for the~~
~~2 32 supplemental school infrastructure amount first to~~
~~2 33 increase the school district with the lowest sales tax~~
~~2 34 capacity per student to an amount equal to the school~~
~~2 35 district or school districts with the next lowest~~
~~2 36 sales tax capacity per student and then increase the~~
~~2 37 school districts to an amount equal to the school~~
~~2 38 district or school districts with the next lowest~~
~~2 39 sales tax capacity per student and continue on in this~~
~~2 40 manner until money is no longer available or all~~
~~2 41 school districts reach their guaranteed school~~
~~2 42 infrastructure amount.~~

2 43 Sec. ____ Section 422E.3A, subsection 6,
2 44 unnumbered paragraph 1, as enacted by 2003 Iowa Acts,
2 45 Senate File 445, is amended to read as follows:

2 46 A school district ~~with less than two hundred fifty~~
~~2 47 actual enrollment or less than one hundred actual~~
~~2 48 enrollment in the high school~~ shall not expend the
2 49 supplemental school infrastructure amount received for
2 50 new construction or for payments for bonds issued for
3 1 new construction against the supplemental school
3 2 infrastructure amount without prior application to the
3 3 department of education and receipt of a certificate
3 4 of need pursuant to this subsection. However, a
3 5 certificate of need is not required for the payment of
3 6 outstanding bonds issued for new construction pursuant
3 7 to section 296.1, before April 1, 2003. A certificate
3 8 of need is also not required for repairing
3 9 schoolhouses or buildings, equipment, technology, or
3 10 transportation equipment for transporting students as
3 11 provided in section 298.3, or for construction
3 12 necessary for compliance with the federal Americans
3 13 With Disabilities Act pursuant to 42 U.S.C. } 12101=
3 14 12117. In determining whether a certificate of need
3 15 shall be issued or denied, the department shall
3 16 consider all of the following:>

- 3 17 #5. Page 10, by striking lines 32 through 49.
- 3 18 #6. By striking page 11, line 34 through page 13,
3 19 line 8.
- 3 20 #7. Page 16, by striking lines 9 through 17.
- 3 21 #8. Page 17, by striking lines 41 and 42.
- 3 22 #9. By striking page 18, line 7 through page 21,
3 23 line 26.
- 3 24 #10. By striking page 29, line 27, through page
3 25 44, line 4, and inserting the following:

3 26 <DIVISION VII
3 27 ECONOMIC DEVELOPMENT APPROPRIATIONS

3 28 Sec. ____ MARKETING APPROPRIATION.

3 29 1. There is appropriated from the grow Iowa values
3 30 fund created in section 15G.107, if enacted by 2003
3 31 Iowa Acts, House File 692 or another Act, to the
3 32 department of economic development, for the fiscal
3 33 period beginning July 1, 2003, and ending June 30,
3 34 2006, the following amounts, or so much thereof as is
3 35 necessary, to be used for the purpose designated:

3 36 For implementing and administering the marketing
3 37 strategy approved under section 15G.108, if enacted by
3 38 2003 Iowa Acts, House File 692 or another Act:

3 39 FY 2003=2004.....	\$ 2,500,000
3 40 FY 2004=2005.....	\$ 7,500,000
3 41 FY 2005=2006.....	\$ 10,000,000

3 42 2. Notwithstanding section 8.33, moneys that
3 43 remain unexpended at the end of a fiscal year shall
3 44 not revert to any fund but shall remain available for
3 45 expenditure for the designated purposes during the
3 46 succeeding fiscal year.

3 47 Sec. ____ DEPARTMENT OF ECONOMIC DEVELOPMENT
3 48 APPROPRIATION.

3 49 1. There is appropriated from the grow Iowa values
3 50 fund created in section 15G.107, if enacted by 2003
4 1 Iowa Acts, House File 692 or another Act, to the
4 2 department of economic development for the fiscal

4 3 period beginning July 1, 2003, and ending June 30,
 4 4 2007, the following amounts, or so much thereof as is
 4 5 necessary, to be used for the purpose designated:
 4 6 For programs administered by the department of
 4 7 economic development:

4 8	FY 2003=2004.....	\$ 45,000,000
4 9	FY 2004=2005.....	\$ 41,000,000
4 10	FY 2005=2006.....	\$ 44,000,000
4 11	FY 2006=2007.....	\$ 48,000,000

4 12 2. Notwithstanding section 8.33, moneys that
 4 13 remain unexpended at the end of a fiscal year shall
 4 14 not revert to any fund but shall remain available for
 4 15 expenditure for the designated purposes during the
 4 16 succeeding fiscal year.

4 17 3. Each year that moneys are appropriated under
 4 18 this section, the grow Iowa values board shall
 4 19 allocate a percentage of the moneys for each of the
 4 20 following types of activities:

- 4 21 a. Business start-ups.
- 4 22 b. Business expansion.
- 4 23 c. Business modernization.
- 4 24 d. Business attraction.
- 4 25 e. Business retention.
- 4 26 f. Marketing.

4 27 4. An applicant for moneys appropriated under this
 4 28 section shall be required by the department to include
 4 29 in the application a statement regarding the intended
 4 30 return on investment. A recipient of moneys
 4 31 appropriated under this section shall annually submit
 4 32 a statement to the department regarding the progress
 4 33 achieved on the intended return on investment stated
 4 34 in the application. The department, in cooperation
 4 35 with the department of revenue and finance, shall
 4 36 develop a method of identifying and tracking each new
 4 37 job created through financial assistance from moneys
 4 38 appropriated under this section.

4 39 5. The department may use moneys appropriated
 4 40 under this section to procure technical assistance
 4 41 from either the public or private sector, for
 4 42 information technology purposes, and for rail, air, or
 4 43 river port transportation-related purposes. The use
 4 44 of moneys appropriated for rail, air, or river port
 4 45 transportation-related purposes must be directly
 4 46 related to an economic development project and the
 4 47 moneys must be used to leverage other financial
 4 48 assistance moneys.

4 49 6. Of the moneys appropriated under this section,
 4 50 the department may use one-half of one percent for
 5 1 administrative purposes.

5 2 7. The grow Iowa values board is required to
 5 3 approve or deny applications for financial assistance
 5 4 from moneys appropriated under this section.

5 5 Sec. ____ UNIVERSITY AND COLLEGE FINANCIAL
 5 6 ASSISTANCE APPROPRIATION.

5 7 1. There is appropriated from the grow Iowa values
 5 8 fund created in section 15G.107, if enacted by 2003
 5 9 Iowa Acts, House File 692 or another Act, to the grow
 5 10 Iowa values board for the fiscal period beginning July
 5 11 1, 2003, and ending June 30, 2007, the following
 5 12 amounts, or so much thereof as is necessary, to be
 5 13 used for the purposes designated:

5 14 For financial assistance for institutions of higher
 5 15 learning under the control of the state board of
 5 16 regents and for accredited private institutions as
 5 17 defined in section 261.9 for multiuse, goods
 5 18 manufacturing processes approved by the food and drug
 5 19 administration of the United States department of
 5 20 health and human services, protein purification
 5 21 facilities for plant, animal, and chemical
 5 22 manufactured proteins; accelerating new business
 5 23 creation; innovation accelerators and business parks;
 5 24 incubator facilities; upgrading food and drug
 5 25 administration drug approval laboratories in Iowa City
 5 26 to a larger multiclient, goods manufacturing processes
 5 27 facility; crop and animal livestock facilities for the
 5 28 growing of transgenic crops and livestock, protein
 5 29 extraction facilities, containment facilities, and
 5 30 bioanalytical, biochemical, chemical, and
 5 31 microbiological support facilities; a national center
 5 32 for food safety and security; and advanced laboratory
 5 33 space:

5 34 FY 2003=2004..... \$ 6,000,000
5 35 FY 2004=2005..... \$ 7,000,000
5 36 FY 2005=2006..... \$ 7,000,000
5 37 FY 2006=2007..... \$ 7,000,000

5 38 2. Notwithstanding section 8.33, moneys that
5 39 remain unexpended at the end of a fiscal year shall
5 40 not revert to any fund but shall remain available for
5 41 expenditure for the designated purposes during the
5 42 succeeding fiscal year.

5 43 3. In the distribution of moneys appropriated
5 44 pursuant to this section, the grow Iowa values board
5 45 shall examine the potential for using moneys
5 46 appropriated pursuant to this section to leverage
5 47 other moneys for financial assistance to accredited
5 48 private institutions.

5 49 4. In awarding moneys appropriated pursuant to
5 50 this section, the grow Iowa values board shall
6 1 consider whether the purchase of suitable existing
6 2 infrastructure is more cost-efficient than building
6 3 new infrastructure.

6 4 5. An institution of higher learning under the
6 5 control of the state board of regents may apply to use
6 6 financial assistance moneys under this section for
6 7 purposes of a public and private joint venture to
6 8 acquire infrastructure assets or research facilities
6 9 or to leverage moneys in a manner consistent with
6 10 meeting the goals and performance measures provided in
6 11 section 15G.106, if enacted by 2003 Iowa Acts, House
6 12 File 692 or another Act.

6 13 6. Of the moneys appropriated under this section
6 14 and provided applications are submitted meeting the
6 15 requirements of the grow Iowa values board, not less
6 16 than \$10,000,000 in financial assistance shall be
6 17 awarded to the university of Iowa, not less than
6 18 \$10,000,000 in financial assistance shall be awarded
6 19 to Iowa state university of science and technology,
6 20 and not less than \$5,000,000 in financial assistance
6 21 shall be awarded to the university of northern Iowa.

6 22 Sec. ____ REHABILITATION PROJECT TAX CREDITS
6 23 APPROPRIATION.

6 24 1. There is appropriated from the grow Iowa values
6 25 fund created in section 15G.107, if enacted by 2003
6 26 Iowa Acts, House File 692 or another Act, to the
6 27 general fund of the state, for the fiscal period
6 28 beginning July 1, 2005, and ending June 30, 2007, the
6 29 following amounts, or so much thereof as is necessary,
6 30 to be used for the purpose designated:

6 31 For payment of tax credits approved pursuant to
6 32 section 404A.4 for projects located in certified
6 33 cultural and entertainment districts:
6 34 FY 2005=2006..... \$ 500,000
6 35 FY 2006=2007..... \$ 500,000

6 36 2. Notwithstanding section 8.33, moneys that
6 37 remain unexpended at the end of a fiscal year shall
6 38 not revert to any fund but shall remain available for
6 39 expenditure for the designated purposes during the
6 40 succeeding fiscal year.

6 41 Sec. ____ LOAN AND CREDIT GUARANTEE FUND
6 42 APPROPRIATION.

6 43 1. There is appropriated from the grow Iowa values
6 44 fund created in section 15G.107, if enacted by 2003
6 45 Iowa Acts, House File 692 or another Act, to the
6 46 department of economic development for the fiscal
6 47 period beginning July 1, 2003, and ending June 30,
6 48 2007, the following amounts, or so much thereof as is
6 49 necessary, to be used for the purpose designated:

6 50 For deposit in the loan and credit guarantee fund
7 1 created in section 15E.227:
7 2 FY 2003=2004..... \$ 2,500,000
7 3 FY 2004=2005..... \$ 5,000,000
7 4 FY 2005=2006..... \$ 7,500,000
7 5 FY 2006=2007..... \$ 7,500,000

7 6 2. Notwithstanding section 8.33, moneys that
7 7 remain unexpended at the end of a fiscal year shall
7 8 not revert to any fund but shall remain available for
7 9 expenditure for the designated purpose during the
7 10 succeeding fiscal year.

7 11 Sec. ____ ENDOW IOWA TAX CREDITS.

7 12 1. There is appropriated from the grow Iowa values
7 13 fund created in section 15G.107, if enacted by 2003
7 14 Iowa Acts, House File 692 or another Act, to the

7 15 general fund of the state, for the fiscal period
 7 16 beginning July 1, 2004, and ending June 30, 2007, the
 7 17 following amounts, or so much thereof as is necessary,
 7 18 to be used for the purpose designated:
 7 19 For payment of endow Iowa tax credits authorized
 7 20 pursuant to section 15E.305:

7 21 FY 2004=2005.....	\$	250,000
7 22 FY 2005=2006.....	\$	250,000
7 23 FY 2006=2007.....	\$	500,000

7 24 2. Notwithstanding section 8.33, moneys that
 7 25 remain unexpended at the end of a fiscal year shall
 7 26 not revert to any fund but shall remain available for
 7 27 expenditure for the designated purposes during the
 7 28 succeeding fiscal year.

7 29 Sec. ____ ENDOW IOWA GRANTS APPROPRIATION.

7 30 1. There is appropriated from the grow Iowa values
 7 31 fund created in section 15G.107, if enacted by 2003
 7 32 Iowa Acts, House File 692 or another Act, to the
 7 33 department of economic development for the fiscal
 7 34 period beginning July 1, 2004, and ending June 30,
 7 35 2007, the following amounts, or so much thereof as is
 7 36 necessary, to be used for the purpose designated:

7 37 For endow Iowa grants to lead philanthropic
 7 38 entities pursuant to section 15E.304:

7 39 FY 2004=2005.....	\$	250,000
7 40 FY 2005=2006.....	\$	250,000
7 41 FY 2006=2007.....	\$	500,000

7 42 2. Notwithstanding section 8.33, moneys that
 7 43 remain unexpended at the end of a fiscal year shall
 7 44 not revert to any fund but shall remain available for
 7 45 expenditure for the designated purposes during the
 7 46 succeeding fiscal year.

7 47 Sec. ____ STATE PARKS AND DESTINATION PARKS
 7 48 APPROPRIATION.

7 49 1. There is appropriated from the grow Iowa values
 7 50 fund created in section 15G.107, if enacted by 2003
 8 1 Iowa Acts, House File 692 or another Act, to the grow
 8 2 Iowa values board for the fiscal period beginning July
 8 3 1, 2003, and ending June 30, 2007, the following
 8 4 amount, or so much thereof as is necessary, to be used
 8 5 for the purpose designated:

8 6 For the purpose of providing financial assistance
 8 7 for projects in targeted state parks and destination
 8 8 parks:

8 9 FY 2003=2004.....	\$	500,000
8 10 FY 2004=2005.....	\$	0
8 11 FY 2005=2006.....	\$	0
8 12 FY 2006=2007.....	\$	500,000

8 13 2. Notwithstanding section 8.33, moneys that
 8 14 remain unexpended at the end of a fiscal year shall
 8 15 not revert to any fund but shall remain available for
 8 16 expenditure for the designated purposes during the
 8 17 succeeding fiscal year.

8 18 3. The department of natural resources, in
 8 19 cooperation with the department of economic
 8 20 development, shall submit a plan to the grow Iowa
 8 21 values board for the expenditure of moneys
 8 22 appropriated under this section. The plan shall focus
 8 23 on improving state parks and destination parks for
 8 24 economic development purposes. Based on the report
 8 25 submitted, the grow Iowa values board shall provide
 8 26 financial assistance to the department of natural
 8 27 resources for support of state parks and destination
 8 28 parks.

8 29 Sec. ____ IOWA CULTURAL TRUST FUND APPROPRIATION.

8 30 1. There is appropriated from the grow Iowa values
 8 31 fund created in section 15G.107, if enacted by 2003
 8 32 Iowa Acts, House File 692 or another Act, to the
 8 33 office of the treasurer of state, for the fiscal
 8 34 period beginning July 1, 2003, and ending June 30,
 8 35 2007, the following amount, or so much thereof as is
 8 36 necessary, to be used for the purpose designated:

8 37 For deposit in the Iowa cultural trust fund created
 8 38 in section 303A.4:

8 39 FY 2003=2004.....	\$	500,000
8 40 FY 2004=2005.....	\$	0
8 41 FY 2005=2006.....	\$	0
8 42 FY 2006=2007.....	\$	500,000

8 43 2. Notwithstanding section 8.33, moneys that
 8 44 remain unexpended at the end of a fiscal year shall
 8 45 not revert to any fund but shall remain available for

8 46 expenditure for the designated purposes during the
8 47 succeeding fiscal year.

8 48 Sec. ____ ANTICIPATED FEDERAL MONEYS ==
8 49 APPROPRIATION.

8 50 1. There is appropriated from the fund created by
9 1 section 8.41, for the fiscal period beginning July 1,
9 2 2003, and ending June 30, 2005, the following amounts
9 3 to be used for the purpose designated:

9 4 For deposit in the grow Iowa values fund created in
9 5 section 15G.107, if enacted by 2003 Iowa Acts, House
9 6 File 692 or another Act:

9 7 FY 2003=2004..... \$ 59,000,000
9 8 FY 2004=2005..... \$ 41,000,000

9 9 2. Moneys appropriated in this section are moneys
9 10 anticipated to be received from the federal government
9 11 for state and local government fiscal relief under the
9 12 federal Jobs and Growth Tax Relief Reconciliation Act
9 13 of 2003 and shall be expended as provided in the
9 14 federal law making the moneys available and in
9 15 conformance with chapter 17A.

9 16 3. Notwithstanding section 8.33, moneys that
9 17 remain unexpended at the end of a fiscal year shall
9 18 not revert to any fund but shall remain available for
9 19 expenditure for the designated purposes during the
9 20 succeeding fiscal year.

9 21 Sec. ____ STREAMLINED SALES AND USE TAX REVENUE ==
9 22 APPROPRIATION.

9 23 1. There is appropriated from the general fund of
9 24 the state from moneys credited to the general fund of
9 25 the state as a result of entering into the streamlined
9 26 sales and use tax agreement, for the fiscal period
9 27 beginning July 1, 2003, and ending June 30, 2010, the
9 28 following amounts to be used for the purpose
9 29 designated:

9 30 For deposit in the grow Iowa values fund created in
9 31 section 15G.107, if enacted by 2003 Iowa Acts, House
9 32 File 692 or another Act:

9 33 FY 2003=2004..... \$ 5,000,000
9 34 FY 2004=2005..... \$ 23,000,000
9 35 FY 2005=2006..... \$ 75,000,000
9 36 FY 2006=2007..... \$ 75,000,000
9 37 FY 2007=2008..... \$ 75,000,000
9 38 FY 2008=2009..... \$ 75,000,000
9 39 FY 2009=2010..... \$ 75,000,000

9 40 2. For purposes of this section, "moneys credited
9 41 to the general fund of the state as a result of
9 42 entering into the streamlined sales and use tax
9 43 agreement" means the amount of sales and use tax
9 44 receipts credited to the general fund of the state
9 45 during a fiscal year that exceeds by two percent or
9 46 more the total sales and use tax receipts credited to
9 47 the general fund of the state during the previous
9 48 fiscal year.

9 49 a. If the moneys credited to the general fund of
10 1 the state as a result of entering into the streamlined
10 2 sales and use tax agreement during a fiscal year total
10 3 less than the amount appropriated in this section, the
10 4 appropriation in this section shall be reduced to
10 5 equal the total amount of the moneys so credited.

10 6 b. If the appropriation for a fiscal year is
10 7 reduced pursuant to paragraph "a", all appropriations
10 8 made from the grow Iowa values fund for the same
10 9 fiscal year shall be reduced proportionately to the
10 10 amount reduced due to paragraph "a".

10 11 3. Notwithstanding section 8.33, moneys that
10 12 remain unexpended at the end of a fiscal year shall
10 13 not revert to any fund but shall remain available for
10 14 expenditure for the designated purposes during the
10 15 succeeding fiscal year.

10 16 DIVISION VIII

10 17 WORKFORCE-RELATED ISSUES

10 18 Sec. ____ NEW SECTION. 260C.18A WORKFORCE
10 19 TRAINING AND ECONOMIC DEVELOPMENT FUNDS.

10 20 1. a. A workforce training and economic
10 21 development fund is created for each community
10 22 college. Moneys shall be deposited and expended from
10 23 a fund as provided under this section.

10 24 b. Moneys in the funds shall consist of any moneys
10 25 appropriated by the general assembly and any other
10 26 moneys available to and obtained or accepted by the
10 27 department of economic development from federal

10 27 sources or private sources for placement in the funds.
10 28 Notwithstanding section 8.33, moneys in the funds at
10 29 the end of each fiscal year shall not revert to any
10 30 other fund but shall remain in the funds for
10 31 expenditure in subsequent fiscal years.
10 32 2. On July 1 of each year for the fiscal year
10 33 beginning July 1, 2003, and for every fiscal year
10 34 thereafter, moneys from the grow Iowa values fund
10 35 created in section 15G.107, if enacted by 2003 Iowa
10 36 Acts, House File 692 or another Act, are appropriated
10 37 to the department of economic development for deposit
10 38 in the workforce training and economic development
10 39 funds in amounts determined pursuant to subsection 3.
10 40 Moneys deposited in the funds and disbursed to
10 41 community colleges for a fiscal year shall be expended
10 42 for the following purposes, provided seventy percent
10 43 of the moneys shall be used on projects in the areas
10 44 of advanced manufacturing, information technology and
10 45 insurance, and life sciences which include the areas
10 46 of biotechnology, health care technology, and nursing
10 47 care technology:
10 48 a. Projects in which an agreement between a
10 49 community college and an employer located within the
10 50 community college's merged area meet all of the
11 1 requirements of the accelerated career education
11 2 program under chapter 260G.
11 3 b. Projects in which an agreement between a
11 4 community college and a business meet all the
11 5 requirements of the Iowa jobs training Act under
11 6 chapter 260F.
11 7 c. For the development and implementation of
11 8 career academies designed to provide new career
11 9 preparation opportunities for high school students
11 10 that are formally linked with postsecondary career and
11 11 technical education programs. For purposes of this
11 12 section, "career academy" means a program of study
11 13 that combines a minimum of two years of secondary
11 14 education with an associate degree, or the equivalent,
11 15 career preparatory program in a nonduplicative,
11 16 sequential course of study that is standards based,
11 17 integrates academic and technical instruction,
11 18 utilizes work-based and worksite learning where
11 19 appropriate and available, utilizes an individual
11 20 career planning process with parent involvement, and
11 21 leads to an associate degree or postsecondary diploma
11 22 or certificate in a career field that prepares an
11 23 individual for entry and advancement in a high-skill
11 24 and reward career field and further education. The
11 25 department of economic development, in conjunction
11 26 with the state board of education and the division of
11 27 community colleges and workforce preparation of the
11 28 department of education, shall adopt administrative
11 29 rules for the development and implementation of such
11 30 career academies pursuant to section 256.11,
11 31 subsection 5, paragraph "h", section 260C.1, and Title
11 32 II of Pub. L. No. 105=332, Carl D. Perkins Vocational
11 33 and Technical Education Act of 1998.
11 34 d. Programs and courses that provide vocational
11 35 and technical training, and programs for in-service
11 36 training and retraining under section 260C.1,
11 37 subsections 2 and 3.
11 38 e. Job retention projects under section 260F.9.
11 39 3. Of the moneys appropriated in this section, for
11 40 the fiscal period beginning July 1, 2003, and ending
11 41 June 30, 2006, the following amounts shall be
11 42 designated for the purposes of funding job retention
11 43 projects under section 260F.9:
11 44 a. One million dollars for the fiscal year
11 45 beginning July 1, 2003.
11 46 b. One million dollars for the fiscal year
11 47 beginning July 1, 2004.
11 48 c. One million dollars for the fiscal year
11 49 beginning July 1, 2005.
11 50 4. The maximum cumulative total amount of moneys
12 1 that may be deposited in all the workforce training
12 2 and economic development funds for distribution to
12 3 community colleges in a fiscal year shall be
12 4 determined as follows:
12 5 a. Five million dollars for the fiscal year
12 6 beginning July 1, 2003.
12 7 b. Five million dollars for the fiscal year

12 8 beginning July 1, 2004.
12 9 c. Five million dollars for the fiscal year
12 10 beginning July 1, 2005.
12 11 d. Ten million dollars for the fiscal year
12 12 beginning July 1, 2006.
12 13 e. For the fiscal year beginning July 1, 2007, and
12 14 each succeeding fiscal year, the grow Iowa values
12 15 board shall make a determination if sufficient moneys
12 16 exist in the grow Iowa values fund to distribute to
12 17 community colleges.

12 18 5. The department of economic development shall
12 19 allocate the moneys appropriated pursuant to this
12 20 section to the community college workforce training
12 21 and economic development funds utilizing the same
12 22 distribution formula used for the allocation of state
12 23 general aid to the community colleges.

12 24 6. Each community college shall do all of the
12 25 following:

12 26 a. Adopt a two-year workforce training and
12 27 economic development fund plan outlining the community
12 28 college's proposed use of moneys appropriated under
12 29 subsection 2.

12 30 b. Update the two-year plan annually.

12 31 c. Prepare an annual progress report on the two=
12 32 year plan's implementation.

12 33 d. Annually submit the two-year plan and progress
12 34 report to the department of economic development in a
12 35 manner prescribed by rules adopted by the department
12 36 pursuant to chapter 17A and annually file a copy of
12 37 the plan and progress report with the grow Iowa values
12 38 board. For the fiscal year beginning July 1, 2004,
12 39 and each fiscal year thereafter, a community college
12 40 shall not have moneys deposited in the workforce
12 41 training and economic development fund of that
12 42 community college unless the grow Iowa values board
12 43 approves the annual progress report of the community
12 44 college.

12 45 7. Any individual project using over one million
12 46 dollars of moneys from a workforce training and
12 47 economic development fund shall require prior approval
12 48 from the grow Iowa values board.

12 49 Sec. ____ NEW SECTION. 260F.9 JOB RETENTION
12 50 PROGRAM.

13 1 1. The department of economic development shall
13 2 administer the job retention program. The department
13 3 shall adopt rules pursuant to chapter 17A necessary
13 4 for the administration of this section. By January 15
13 5 of each year, the department shall submit a written
13 6 report to the general assembly and the governor
13 7 regarding the activities of the job retention program
13 8 during the previous calendar year.

13 9 2. A community college and the department may
13 10 enter into an agreement to establish a job retention
13 11 project. A job retention project agreement shall
13 12 include, but not be limited to, the following:

13 13 a. The date of the agreement.

13 14 b. The anticipated number of employees to be
13 15 trained.

13 16 c. The estimated cost of training.

13 17 d. A statement regarding the number of employees
13 18 employed by the participating business on the date of
13 19 the agreement which must equal at least the lesser of
13 20 one thousand employees or four percent or more of the
13 21 county's resident labor force based on the most recent
13 22 annual labor force statistics from the department of
13 23 workforce development.

13 24 e. A commitment that the participating business
13 25 shall invest at least fifteen million dollars to
13 26 retool the workplace and upgrade the facilities of the
13 27 participating business.

13 28 f. A commitment that the participating business
13 29 shall not move the business operation out of this
13 30 state or close the business operation for at least ten
13 31 years following the date of the agreement.

13 32 g. Other criteria established by the department of
13 33 economic development.

13 34 3. A job retention project agreement entered into
13 35 pursuant to this section must be approved by the board
13 36 of trustees of the applicable community college, the
13 37 department of economic development, and the
13 38 participating business.

13 39 Sec. ____ NEW SECTION. 260F.101 REPORTING.
13 40 A community college entering into an agreement
13 41 pursuant to this chapter shall submit an annual
13 42 written report by the end of each calendar year with
13 43 the grow Iowa values board created in section 15G.102,
13 44 if enacted by 2003 Iowa Acts, House File 692 or
13 45 another Act. The report shall provide information
13 46 regarding how the agreement affects the achievement of
13 47 the goals and performance measures provided in section
13 48 15G.106, if enacted by 2003 Iowa Acts, House File 692
13 49 or another Act.

13 50 Sec. ____ Section 260G.3, subsection 2, Code 2003,
14 1 is amended to read as follows:

14 2 2. An agreement may include reasonable and
14 3 necessary provisions to implement the accelerated
14 4 career education program. If an agreement that
14 5 utilizes program job credits is entered into, the
14 6 community college and the employer shall notify the
14 7 department of revenue and finance as soon as possible.
14 8 The community college shall also file a copy of the
14 9 agreement with the department of economic development
14 10 as required in section 260G.4B. The agreement shall
14 11 provide for program costs, including deferred costs,
14 12 which may be paid from any of the following sources:

14 13 a. Program job credits which the employer receives
14 14 based on the number of program job positions agreed to
14 15 by the employer to be available under the agreement.

14 16 b. Cash or in-kind contributions by the employer
14 17 toward the program cost. At a minimum, the employer
14 18 contribution shall be twenty percent of the program
14 19 costs.

14 20 c. Tuition, student fees, or special charges fixed
14 21 by the board of directors to defray program costs.

14 22 d. Guarantee by the employer of payments to be
14 23 received under paragraphs "a" and "b".

14 24 e. Moneys from a workforce training and economic
14 25 development fund created in section 260C.18A, based on

14 26 the number of program job positions agreed to by the
14 27 employer to be available under the agreement, the

14 28 amount of which shall be calculated in the same manner
14 29 as the program job credits provided for in section

14 30 260G.4A.

14 31 Sec. ____ NEW SECTION. 260G.101 REPORTING.
14 32 A community college entering into an agreement
14 33 pursuant to this chapter shall submit an annual
14 34 written report by the end of each calendar year with
14 35 the grow Iowa values board created in section 15G.102,
14 36 if enacted by 2003 Iowa Acts, House File 692 or
14 37 another Act. The report shall provide information
14 38 regarding how the agreement affects the achievement of
14 39 the goals and performance measures provided in section
14 40 15G.106, if enacted by 2003 Iowa Acts, House File 692
14 41 or another Act.

14 42 DIVISION IX

14 43 LOAN AND CREDIT GUARANTEE FUND

14 44 Sec. ____ NEW SECTION. 15E.227 LOAN AND CREDIT
14 45 GUARANTEE FUND.

14 46 1. A loan and credit guarantee fund is created and
14 47 established as a separate and distinct fund in the
14 48 state treasury. Moneys in the fund shall only be used
14 49 for purposes provided in this section. The moneys in
14 50 the fund are appropriated to the department to be used
15 1 for all of the following purposes:

15 2 a. Payment of claims pursuant to loan and credit
15 3 guarantee agreements entered into under this division.

15 4 b. Payment of administrative costs of the
15 5 department for actual and necessary administrative
15 6 expenses incurred by the department in administering
15 7 the program.

15 8 c. Purchase or buyout of superior or prior liens,
15 9 mortgages, or security interests.

15 10 d. Purchase of insurance to cover the default of
15 11 loans made pursuant to the requirements of the loan
15 12 and credit guarantee program.

15 13 2. Moneys in the loan and credit guarantee fund
15 14 shall consist of all of the following:

15 15 a. Moneys appropriated by the general assembly for
15 16 that purpose and any other moneys available to and
15 17 obtained or accepted by the department for placement
15 18 in the fund.

15 19 b. Proceeds from collateral assigned to the

15 20 department, fees for guarantees, gifts, and moneys
15 21 from any grant made to the fund by any federal agency.
15 22 c. Moneys appropriated from the grow Iowa values
15 23 fund created in section 15G.107, if enacted by 2003
15 24 Iowa Acts, House File 692 or another Act.
15 25 3. Moneys in the fund are not subject to section
15 26 8.33. Notwithstanding section 12C.7, interest or
15 27 earnings on the moneys in the fund shall be credited
15 28 to the fund.

15 29 4. a. The department shall only pledge moneys in
15 30 the loan and credit guarantee fund and not any other
15 31 moneys of the department. In a fiscal year, the
15 32 department may pledge an amount not to exceed the
15 33 total amount appropriated to the fund for the same
15 34 fiscal year to assure the repayment of loan and credit
15 35 guarantees or other extensions of credit made to or on
15 36 behalf of qualified businesses or targeted industry
15 37 businesses for eligible project costs.
15 38 b. The department shall not pledge the credit or
15 39 taxing power of this state or any political
15 40 subdivision of this state or make debts payable out of
15 41 any moneys except for those in the loan and credit
15 42 guarantee fund.

15 43 DIVISION X
15 44 UNIVERSITY=BASED RESEARCH UTILIZATION
15 45 PROGRAM APPROPRIATION

15 46 Sec. ____ NEW SECTION. 262B.12 APPROPRIATION.
15 47 On July 1 of each year there is appropriated from
15 48 the general fund of the state to each university under
15 49 the control of the state board of regents, an amount
15 50 equal to the amount determined by the department of
16 1 economic development pursuant to section 262B.11,
16 2 subsection 4, paragraph "c", subparagraph (2), if
16 3 enacted by 2003 Iowa Acts, House File 692 or another
16 4 Act.

16 5 DIVISION XI
16 6 ENDOW IOWA TAX CREDIT

16 7 Sec. ____ NEW SECTION. 15E.305 ENDOW IOWA TAX
16 8 CREDIT.

16 9 1. For tax years beginning on or after January 1,
16 10 2003, a tax credit shall be allowed against the taxes
16 11 imposed in chapter 422, divisions II, III, and V, and
16 12 in chapter 432, and against the moneys and credits tax
16 13 imposed in section 533.24 equal to twenty percent of a
16 14 taxpayer's endowment gift to a qualified community
16 15 foundation. An individual may claim a tax credit
16 16 under this section of a partnership, limited liability
16 17 company, S corporation, estate, or trust electing to
16 18 have income taxed directly to the individual. The
16 19 amount claimed by the individual shall be based upon
16 20 the pro rata share of the individual's earnings from
16 21 the partnership, limited liability company, S
16 22 corporation, estate, or trust. A tax credit shall be
16 23 allowed only for an endowment gift made to a qualified
16 24 community foundation for a permanent endowment fund
16 25 established to benefit a charitable cause in this
16 26 state. Any tax credit in excess of the taxpayer's tax
16 27 liability for the tax year may be credited to the tax
16 28 liability for the following five years or until
16 29 depleted, whichever occurs first. A tax credit shall
16 30 not be carried back to a tax year prior to the tax
16 31 year in which the taxpayer claims the tax credit.

16 32 2. The aggregate amount of tax credits authorized
16 33 pursuant to this section shall not exceed a total of
16 34 two million dollars. The maximum amount of tax
16 35 credits granted to a taxpayer shall not exceed five
16 36 percent of the aggregate amount of tax credits
16 37 authorized.

16 38 3. A tax credit shall not be transferable to any
16 39 other taxpayer.

16 40 4. A tax credit shall not be authorized pursuant
16 41 to this section after December 31, 2005.

16 42 5. The department shall develop a system for
16 43 registration and authorization of tax credits under
16 44 this section and shall control the distribution of all
16 45 tax credits to taxpayers providing an endowment gift
16 46 subject to this section. The department shall adopt
16 47 administrative rules pursuant to chapter 17A for the
16 48 qualification and administration of endowment gifts.

16 49 Sec. ____ NEW SECTION. 422.11H ENDOW IOWA TAX
16 50 CREDIT.

17 1 The tax imposed under this division, less the
17 2 credits allowed under sections 422.12 and 422.12B,
17 3 shall be reduced by an endow Iowa tax credit
17 4 authorized pursuant to section 15E.305.

17 5 Sec. _____. Section 422.33, Code 2003, is amended by
17 6 adding the following new subsection:

17 7 NEW SUBSECTION. 14. The taxes imposed under this
17 8 division shall be reduced by an endow Iowa tax credit
17 9 authorized pursuant to section 15E.305.

17 10 Sec. _____. Section 422.60, Code 2003, is amended by
17 11 adding the following new subsection:

17 12 NEW SUBSECTION. 7. The taxes imposed under this
17 13 division shall be reduced by an endow Iowa tax credit
17 14 authorized pursuant to section 15E.305.

17 15 Sec. _____. NEW SECTION. 432.12D ENDOW IOWA TAX
17 16 CREDIT.

17 17 The tax imposed under this chapter shall be reduced
17 18 by an endow Iowa tax credit authorized pursuant to
17 19 section 15E.305.

17 20 Sec. _____. Section 533.24, Code 2003, is amended by
17 21 adding the following new unnumbered paragraph:

17 22 NEW UNNUMBERED PARAGRAPH. The moneys and credits
17 23 tax imposed under this section shall be reduced by an
17 24 endow Iowa tax credit authorized pursuant to section
17 25 15E.305.

17 26 Sec. _____. EFFECTIVE AND RETROACTIVE APPLICABILITY
17 27 DATES. This division of this Act, being deemed of
17 28 immediate importance, takes effect upon enactment and
17 29 is retroactively applicable to January 1, 2003, for
17 30 tax years beginning on or after that date.

17 31 DIVISION XII

17 32 REHABILITATION PROJECT TAX CREDITS

17 33 Sec. _____. Section 404A.4, subsection 4, Code 2003,
17 34 is amended to read as follows:

17 35 4. The total amount of tax credits that may be
17 36 approved for a fiscal year under this chapter shall
17 37 not exceed two million four hundred thousand dollars.
17 38 For the fiscal years beginning July 1, 2005, and July
17 39 1, 2006, an additional five hundred thousand dollars

17 40 of tax credits may be approved each fiscal year for
17 41 purposes of projects located in cultural and
17 42 entertainment districts certified pursuant to section
17 43 303.3B, if enacted by 2003 Iowa Acts, House File 692
17 44 or another Act. Any of the additional tax credits
17 45 allocated for projects located in certified cultural
17 46 and entertainment districts that are not approved
17 47 during a fiscal year may be carried over to the
17 48 succeeding fiscal year. Tax credit certificates shall

17 49 be issued on the basis of the earliest awarding of
17 50 certifications of completion as provided in subsection
18 1 1. The departments of economic development and
18 2 revenue and finance shall each adopt rules to jointly
18 3 administer this subsection and shall provide by rule
18 4 for the method to be used to determine for which
18 5 fiscal year the tax credits are approved.>

18 6 #11. Page 44, by striking lines 10 through 12 and
18 7 inserting the following: <rebuild Iowa infrastructure
18 8 fund to the secure an advanced vision for education
18 9 fund created in section 422E.3A, for>.

18 10 #12. Page 44, by striking lines 23 through 25 and
18 11 inserting the following: <streamlined sales and use
18 12 tax agreement to the secure an advanced vision for
18 13 education fund created in section 422E.3A, the>.

18 14 #13. Page 119, line 5, by striking the figure <15>
18 15 and inserting the following: <14>.

18 16 #14. By striking page 155, line 14, through page
18 17 161, line 17.

18 18 #15. Page 161, by inserting before line 18 the
18 19 following:

18 20 <DIVISION ____

18 21 CAPITOL COMPLEX PARKING STRUCTURE

18 22 Sec. _____. NEW SECTION. 18A.8 CAPITOL COMPLEX
18 23 PARKING STRUCTURE REVOLVING FUND.

18 24 A capitol complex parking structure revolving fund
18 25 is created in the state treasury. The capitol complex
18 26 parking structure revolving fund shall be administered
18 27 by the department of administrative services and shall
18 28 consist of moneys collected by the department as
18 29 parking fees, moneys appropriated to the fund by the
18 30 general assembly, and any other moneys obtained or
18 31 accepted by the department for deposit in the

18 32 revolving fund. The proceeds of the revolving fund
18 33 are appropriated to and shall be used by the
18 34 department for costs associated with the management,
18 35 operation, and maintenance of the capitol complex
18 36 parking structure located at the intersection of
18 37 Pennsylvania and Grand avenues in Des Moines. The
18 38 department shall submit an annual report not later
18 39 than January 31 to the members of the general assembly
18 40 and the legislative services agency, of the activities
18 41 funded by and expenditures made from the revolving
18 42 fund during the preceding fiscal year. Section 8.33
18 43 does not apply to any moneys in the revolving fund
18 44 and, notwithstanding section 12C.7, subsection 2,
18 45 earnings or interest on moneys deposited in the
18 46 revolving fund shall be credited to the revolving
18 47 fund.

18 48 Sec. _____. CAPITOL COMPLEX PARKING STRUCTURE
18 49 MANAGEMENT == REQUEST FOR PROPOSALS. The department
18 50 of administrative services shall issue a request for
19 1 proposals for the management, operation, and
19 2 maintenance of the state-owned parking structure
19 3 located at the intersection of Pennsylvania and Grand
19 4 avenues in Des Moines. The request for proposals
19 5 shall include all of the following services:
19 6 1. The collection of parking fees and
19 7 administration of parking permits.
19 8 2. Daily janitorial maintenance and necessary
19 9 annual maintenance, pursuant to standards outlined in
19 10 the parking garage maintenance manual published by the
19 11 parking consultants council of the national parking
19 12 association.
19 13 3. Long-term structural maintenance.
19 14 Awarding of a contract for the management,
19 15 operation, and maintenance of the parking structure is
19 16 subject to approval by the general assembly.

19 17 Sec. _____. CAPITOL COMPLEX PARKING STRUCTURE ==
19 18 EMPLOYEE PARKING FEES. The department of
19 19 administrative services shall establish reasonable
19 20 parking fees for state employees for the use of the
19 21 state-owned parking structure located at the
19 22 intersection of Pennsylvania and Grand avenues in Des
19 23 Moines. Parking fees shall not be established or
19 24 collected for use of the parking structure by members
19 25 of the general public. Such fees shall be deposited
19 26 in the capitol complex parking structure revolving
19 27 fund created in section 18A.8, as enacted by this
19 28 Act.>

19 29 [#16](#). By renumbering, relettering, or redesignating
19 30 and correcting internal references as necessary.

19 31 HF 683.H
19 32 tm/es/25